



ATTORNEY GENERAL OF TEXAS
GREG ABBOTT

May 13, 2005

Mr. Charles D. Olsen
Haley Davis
City of McGregor
510 N. Valley Mills Drive, Ste. 600
Waco, Texas 76710

OR2005-04141

Dear Mr. Olsen:

This is in reference to your request for a decision regarding information sought by Ms. Elaine R. Carrington. Your request for a decision was assigned ID# 224401.

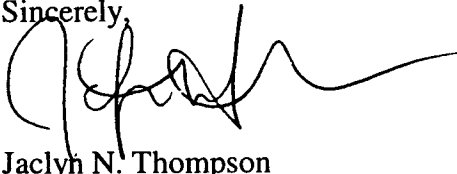
The City of McGregor (the "city"), which you represent, received a request for all civil disturbances and arrest information regarding three named individuals. You inform us that the city has no information that is responsive to this request.

Generally speaking, the Public Information Act (the "Act") authorizes the Office of the Attorney General to render decisions and opinions in two situations. The first occurs when a governmental body receives a written request for information from an individual or entity acting as a member of the public and requests a ruling from this office because the governmental body wishes to withhold responsive information in accordance with one of the Act's exceptions to disclosure. *See* Gov't Code §§ 552.301, .306. The second situation occurs when this office issues "materials, including detailed and comprehensive written decisions and opinions, that relate to or are based on [the Act]" in order to "maintain uniformity in the application, operation, and interpretation of [the Act.]" Gov't Code § 552.011.

In this instance, the city holds no information that is responsive to the request for information. Thus, we conclude that this situation falls outside of the Act and beyond the scope of this office's authority to render a decision regarding your request. We therefore will

consider this matter closed. If you have any questions with regard to this letter, please refer to ID# 224401.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jaclyn N. Thompson', with a long, sweeping horizontal line extending to the right.

Jaclyn N. Thompson
Assistant Attorney General
Open Records Division

JNT/krl

Ref: ID#224401

Enc. Submitted documents

c: Ms. Elaine R. Carrington
480 Fairmeadows Lane
Lorena, Texas 76655
(w/o enclosures)